

**UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE**

<b>STATE OF MAINE, et al.</b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	
<b>v.</b>	)	
	)	
<b>ANDREW WHEELER, Acting</b>	)	
<b>Administrator U.S. Environmental</b>	)	
<b>Protection Agency, et al.,</b>	)	<b>1:14-cv-00264-JDL</b>
	)	
<b>Defendants, and</b>	)	
	)	
<b>HOULTON BAND OF MALISEET</b>	)	
<b>INDIANS and PENOBSCOT</b>	)	
<b>NATION,</b>	)	
	)	
<b>Intervenor-Defendants.</b>	)	

**SCHEDULING ORDER**

On December 3, 2018, the Court granted the Environmental Protection Agency's ("EPA") motion for a voluntary remand, and stayed the case until December 3, 2019, pending the EPA's reconsideration of its February 2015 decisions that are disputed in this case. *See* ECF No. 162. During the stay, it is **ORDERED** that:

1. The EPA will file status reports with the Court at 90-day intervals starting 90 days from the date of this Order. The periodic status reports will address the steps the EPA has taken and intends to take during remand and the anticipated timing, including consultation with Maine and the Tribes as appropriate; its public notice of revised decisions on remand; the opportunity for public comment on such proposal; and the status of the EPA's consideration of relevant comments it receives before reaching its final decisions on remand.

2. The EPA shall file such status reports every 90 days until it notifies the Court and the parties of its final decisions on remand.
3. The deadline for the filing of Maine's responsive pleading to the Penobscot Nation's Amended Answer and Counterclaim is stayed pending further order of the Court lifting the stay implemented December 3, 2018.

**SO ORDERED.**

**Dated this 9th day of January, 2019.**

/s/ JON D. LEVY  
**CHIEF U.S. DISTRICT JUDGE**